ORDER RECEIVED FOR FILING

IN RE: PETITION FOR RESIDENTIAL

ZONING VARIANCE

E/S Graveswood Court, 205 ft.

N of Autumn View Way 5 Graveswood Court 9th Election District 6th Councilmanic District Paul J. Stanton, et ux

Petitioners

BEFORE THE

ZONING COMMISSIONER

OF BALTIMORE COUNTY

Case No. 97-1-A

FINDINGS OF FACT AND CONCLUSIONS OF LAW

This matter comes before the Zoning Commissioner as an administrative variance filed by Paul J. Stanton and Patricia A. Stanton, for that property known as 5 Graveswood Court in the Satyr Hill Estates subdivision of Baltimore County. The Petitioners/property owners herein seek a variance from Section 1B01.2.C.3 of the Baltimore County Zoning Regulations (BCZR) to allow a building to centerline of 48 ft., in lieu of the required 50 ft.; from Section V.B.6.a of the Comprehensive Manual of Development Policy (CMDP) to allow a window to street right of way with a setback of 23 ft., in lieu of the required 25 ft.; from Section V.B.6.b of the CMDP to allow a windowed wall with a setback as close as 12 ft., in lieu of the required 15 ft.; and to amend the Third Amended Final Development Plan of Satyr Hill Estates, lot No. 35. The property and relief sought are more particularly described on Petitioners' Exhibit No. 1, the plat to accompany the Petition.

The Petitioners having filed a Petition for Residential Variance and the subject property having been posted, and there being no request for a public hearing, a decision shall be rendered based upon the documentation presented.

The Petitioners have filed the supporting affidavits as required by

mation available, there is no evidence in the file to indicate that the requested variance would adversely affect the health, safety or general welfare of the public and should, therefore, be granted. In the opinion of the Zoning Commissioner, the information, photographs, and affidavits submitted provide sufficient facts that comply with the requirements of Section 307.1 of the B.C.Z.R. Furthermore, strict compliance with the B.C.Z.R. would result in practical difficulty and/or unreasonable hardship upon the Petitioners. Pursuant to the posting of the property and the provisions of both

Section 26-127 (b)(1) of the Baltimore County Code. Based upon the infor-

the Baltimore County Code and the Baltimore County Zoning Regulations, and for the reasons given above, the requested variance should be granted.

THEREFORE, IT IS ORDERED by the Zoning Commissioner for Baltimore County this /57 day of August, 1996 that the Petition for a Zoning Variance from Section 1801.2.C.3 of the Baltimore County Zoning Regulations (BCZR) to allow a building to centerline of 48 ft., in lieu of the required 50 ft., be and is hereby GRANTED; and

IT IS FURTHER ORDERED that a variance from Section V.B.6.a of the Comprehensive Manual of Development Policy (CMDP) to allow a window to street right of way with a setback of 23 ft., in lieu of the required 25 ft., be and is hereby GRANTED; and,

IS FURTHER ORDERED that a variance from Section V.B.6.b of the CMDP to allow a windowed wall with a setback as close as 12 ft., in lieu of the required 15 ft., and to amend the Third Amended Final Development Plan of Satyr Hill Estates, lot No. 35, be and is hereby GRANTED, subject, however, to the following restriction:



The Petitioners are hereby made aware that proceeding at this time is at their own risk until such time as the 30 day appellate process from this Order has expired. If, for whatever

ORDER DETTING FILING
Date
By

reason, this Order is reversed, the Petitioners would be required to return, and be responsible for returning, said property to its original condition.

AWRENCE E. SCHMIDT Zoning Commissioner for Baltimore County

LES:mmn

Baltimore County Government Zoning Commissioner Office of Planning and Zoning



Suite 112 Courthouse 400 Washington Avenue Towson, MD 21204

(410) 887-4386

July 31, 1996

Mr. and Mrs. Paul J. Stanton 5 Graveswood Court Baltimore, Maryland 21234

RE: Petition for Administrative Variance

Case No. 97-1-A

Property: 5 Graveswood Court

Dear Mr. and Mrs. Stanton:

Enclosed please find the decision rendered in the above captioned case. The Petition for an Administrative Variance has been granted, with restriction, in accordance with the attached Order.

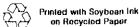
In the event the decision rendered is unfavorable to any party, please be advised that any party may file an appeal within thirty (30) days of the date of the Order to the County Board of Appeals. If you require additional information concerning filing an appeal, please feel free to contact our Appeals Clerk at 887-3353.

Very truly yours,

Lawrence E. Schmidt Zoning Commissioner

LES:mmn encl.







Petition for Administrative Variance

A A A A A A A A A A A A A A A A A A A	o the Zoning Commissioner of Baltimore County					
	for the property located at	5 GRAVES WOOD CIT				
9	7-1-A	which is presently zoned	DR-1			
This Petition	shall be filed with the Office of Zoning Administra	ition & Development Management.				

The undersigned, legal owner(s) of the property situate in Baltimore County and which is described in the description and plat attached hereto and made a part hereof, hereby petition for a Variance from Section(s) 1B01.2.C.3 (1970 BCZR)

To allow a building to centerline of 48' in lieu of the required 50'. And Section V.B.6.a (CMDP) To allow window to street R/W with a setback of 23' in lieu of required 25'. And Section V.B.6.b. (CMDP) to allow a windowed wall a setback as close as 12' in lieu of the required 15'. And to amend the 3rd Amended FDP of Satry Hill of the Zoning Regulations of Baltimore County, to the Zoning Law of Baltimore County; for the following reasons: (indicate hardship or Estates. practical difficulty) Lot #35.

1 BUILDER PLACED HOUSE TOO MUCH TO ONE SIDE

STRUCTURE CONTAINS 2 CAR PARKING AS WELL AS STORAGE

Property is to be posted and advertised as prescribed by Zoning Regulations.

I, or we, agree to pay expenses of above Variance advertising, posting, etc., upon filing of this petition, and further agree to and are to be bound by the zoning regulations and restrictions of Baltimore County adopted pursuant to the Zoning Law for Baltimore County.

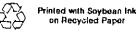
			I/We do solemnly declare and affirm, under the penalties of perjury, that I/we are the legal owner(s) of the property which is the subject of this Petition
Contract Purchaser/Lessee			Legal Owner(s)
Type or Print Name)			Type or Print Name) (Type or Print Name)
Bignature			Signature Multiple Signature
Address			PATRICIA A STANTON
			Patricia a Starlow
City	State	Zipcode	Signature W 425-5036
Attorney for Petitioner			5 GRAVES (WOOD CT 882-1940
Type or Print Name)			Address Phone No
			BALTI MORE M.D 21234 State Zipcode.
Bignature			Name, Address and phone number of representative to be contacted.
Address	Phone No		Name faul Atant
City	Charles		SAME 882-1946
⊿ity	State	Zipcode	Address Phone No.

A Public Hearing having been requested and/or found to be required, it is ordered by the Zoning Commissioner of Battimore County, this that the subject matter of this petition be set for a public hearing, advertised, as required by the Zoning Regulations of Bottimore County, in two newspapers of general circulation throughout Baltimore County, and that the property be reposted.





ESTIMATED POSTING DATE: 7-14 94



Affidavit in support of Administrative Variance

The undersigned hereby affirms under the penalties of perjury to the Zoning Commissioner of Baltimore County, as follows:

That the information herein given is within the personal knowledge of the Affiant(s) and that Affiant(s) is/are competent to testify thereto in the event that a public hearing is scheduled in the future with regard thereto.

That the Affiant(s) does/do presently reside at 5 GRAVES (WOOD COURT,
BALTI MORE M.D. 21234. City State Zip Code
That based upon personal knowledge, the following are the facts upon which I/we base the request for an Administrative Variance at the above address: (indicate hardship or practical difficulty)
I STORAGE OF AUTOS AS WELL AS DIRECT
ENTRANCE INTO HOUSE FROM GARAGE
Z STORAGE OF ALL LAWN COUIPMENT
(RIDING MOWER)
3 STORAGE OF ALL PATIO FURNITURE IN WINTE
•
That Affiant(s) acknowledge(s) that if a protest is filed, Affiant(s) will be required to pay a reposting and advertising fee and may be required to provide additional information. Comparing Co
AS WITNESS my hand and Notarial Seal.
Co/5/96
NOTARY FUBLIC
My Commission Expires: SHAUN C. B. SCALLAN NOTARY PUBLIC STATE OF MARYLAND My Commission Expires May 4, 1999

EXAMPLE 3 -- Zening Description



<u>Three</u> copies of the zoning description of your property are required. This is a sample to help you with the description - DO NOT USE THIS FORM FOR "FILL-IN THE BLANK". Type or print the description on 8-1/2" x 11" paper. COPIES OF DEEDS CANNOT BE USED FOR THE DESCRIPTION. The zoning description must be in the following form:

ZONING DESCRIPTION FOR 5 GRAVES WOOD CT (address)
Beginning at a point on the (north, south, east or west)
name of street on which property fronts) which is 50/(number of feet of right-of-way width)
wide at the distance of 705 Fect 7 2703TH of the (number of feet) (north, south, east or west)
centerline of the nearest improved intersecting street <u>AUTUMN VICU</u> WAY (name of street)
which is wide. *Being Lot #3_5, (number of feet of right-of-way width)
Block,Section # in the subdivision of (name of subdivision)
as recorded in Baltimore County Plat Book # 62 , Folio # 103
containing 14,506 . Also known as 5 6 RA resultation (property address)
and located in the Election District, Councilmanic District.

*If your property is not recorded by Plat Book and Folio Number, then DO NOT attempt to use the Lot, Block and Subdivision description as shown, instead state: "As recorded in Deed Liber ___, Folio ___" and include the measurements and directions (metes and bounds only) here and on the plat in the correct location

Typical metes and bounds: N.87 12' 13" E. 321.1 ft., S.18 27' 03" E.87.2 ft., S.62 19' 00" W. 318 ft., and N.08 15' 22" W. 80 ft. to the place of beginning.

#2

[†]MICROFILMED.

CERTIFICATE OF POSTING

ZONING DEPARTMENT OF BA MORE COUNTY

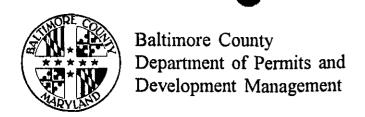
Dustrict 9th Carlonic Sport Location of Signer (eviry 700 d way Day Date of return: 1/1996) Remarks: Milkely Dusters of return: 1/1996

BALTIMORE COUNTY, MA OFFICE OF FINANCE LYEN MISCELLANEOUS CASH R	UE DIVISION	No. 97-1-	1112079 -A
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MICROTILMED		\$ 135.00	
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RYTH RSPIGN	OUMOUALO	39M/CHRC 26Pn07~07~9	9.135 , Of
DISTRIBUTION WHITE - CASHIER PINK - AGENCY YELLOW - C		ATURE OF CASHIER	

PHONE NUMBER: 882-1940.

MICROFILMED.





Development Processing
County Office Building
111 West Chesapeake Avenue
Towson, Maryland 21204

ZONING HEARING ADVERTISING AND POSTING REQUIREMENTS & PROCEDURES

Baltimore County zoning regulations require that notice be given to the general public/neighboring property owners relative to property which is the subject of an upcoming zoning hearing. For those petitions which require a public hearing, this notice is accomplished by posting a sign on the property and placement of a notice in at least one newspaper of general circulation in the County.

This office will ensure that the legal requirements for posting and advertising are satisfied. However, the petitioner is responsible for the costs associated with these requirements.

PAYMENT WILL BE MADE AS FOLLOWS:

- 1) Posting fees will be accessed and paid to this office at the time of filing.
- 2) Billing for legal advertising, due upon receipt, will come from and should be remitted directly to the newspaper.

NON-PAYMENT OF ADVERTISING FEES WILL STAY ISSUANCE OF ZONING ORDER.

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-
N





Baltimore County Department of Permits and Development Management

Development Processing County Office Building 111 West Chesapeake / Towson, Maryland 212

July 11, 1996

NOTICE OF CASE NUMBER ASSIGNMENT

Re:

CASE NUMBER: 97-1-A (Item 2)

5 Graveswood Court

E/S Graveswood Court, 205' N of Autumn View Way

9th Election District - 6th Councilmanic

Legal Owner(s): Paul J. Stanton and Patricia A. Stanton

Please be advised that your Petition for Administrative Zoning Variance has been assigned the above case number. Contact made with this office regarding the status of this case should reference the case number and be directed to 887-3391. This notice also serves as a refresher regarding the administrative process.

- 1) Your property will be posted on or before July 14, 1996. The closing date (July 29, 1996) is the deadline for a neighbor to file a formal request for a public hearing. After the closing date, the file will be reviewed by the Zoning or Deputy Zoning Commissioner. They may (a) grant the requested relief, (b) deny the requested relief, or (c) demand that the matter be set in for a public hearing. You will receive written notification as to whether or not your petition has been granted, denied, or will go to public hearing.
- 2) In cases requiring public hearing (whether due to a neighbor's formal request or by Order of the Commissioner), the property will be reposted and notice of the hearing will appear in a Baltimore County newspaper. Charges related to the reposting and newspaper advertising are payable by the petitioner(s).
- 3) Please be advised that you must return the sign and post to this office. They may be returned after the closing date. Failure to return the sign and post will result in a \$60.00 charge.

PLEASE UNDERSTAND THAT ON THE DATE AFTER THE POSTING PERIOD, THE PROCESS IS NOT COMPLETE. THE FILE MUST GO THROUGH FINAL REVIEW. ORDERS ARE NOT AVAILABLE FOR DISTRIBUTION VIA PICK-UP. WHEN READY, THE ORDER WILL BE FORWARDED TO YOU VIA FIRST CLASS MAIL.

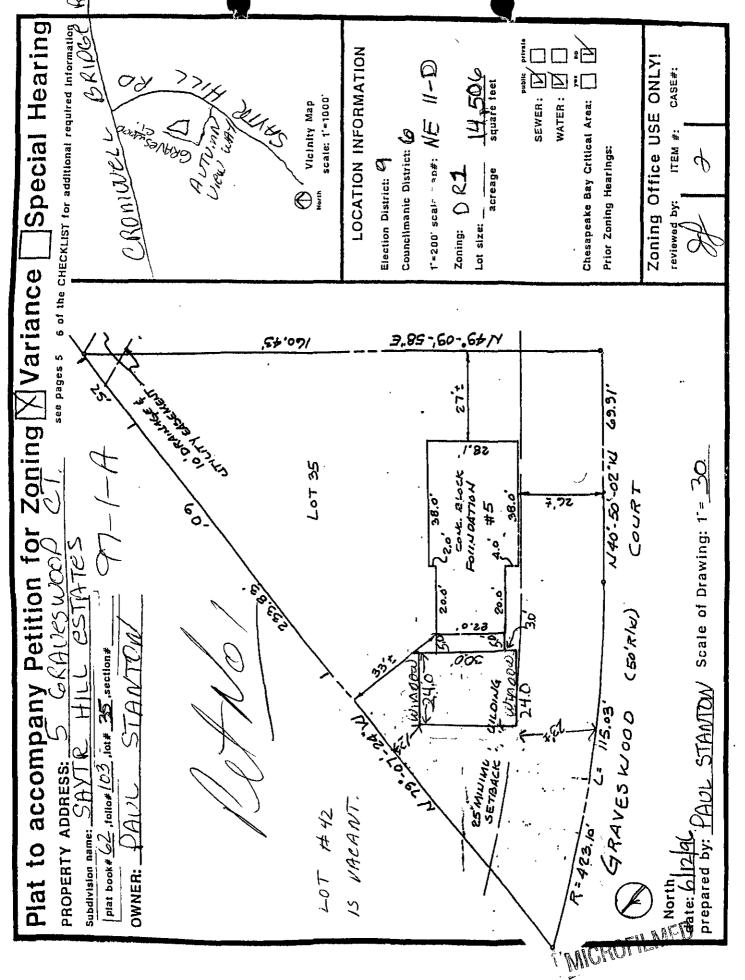
Arnold Jablon Director

cc: Paul and Patricia Stanton

MICROFILMED



1

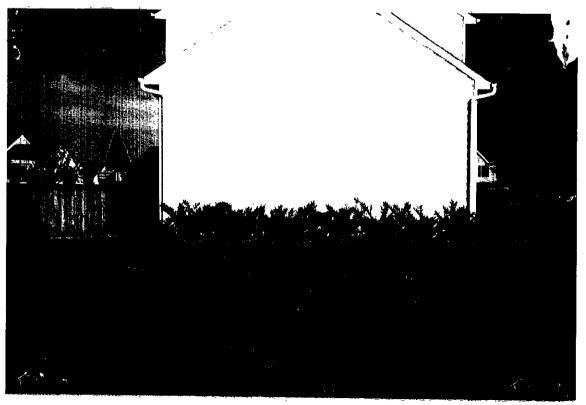


PETITIONER(S) EXHIBIT ()

Trem #2



THIS VIEW IS FROM BACK YARD, GARAGE WILL BE ADDED TO RIGHT COOKING THIS WAY.



MICROFILMED

THIS IS SIDE VIEW OF HOUSE DIRECTLY BE ATTACHED TO THIS SIDE.

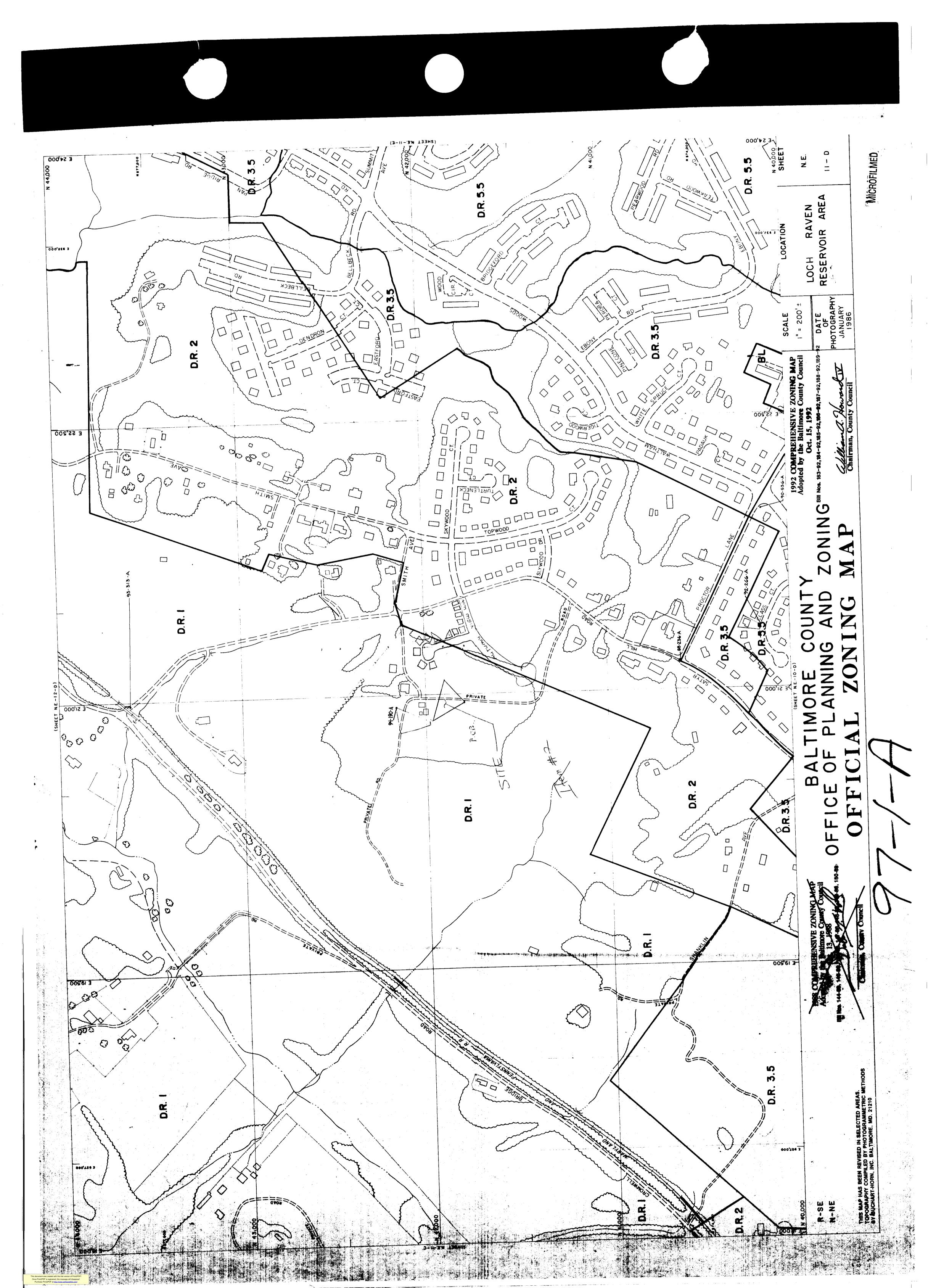


THIS IS FRONT TO SIDE VIEW.



Item #2

MICHOLITVIED





his document was created with the trial version of Print2PDI
Once Print2PDF is registered, this message will disappear!
Purchase Print2PDF at http://www.software602.com/

This matter comes before the Zonling Commissioner as an administrative variance filed by Paul J. Stanton and Patricia A. Stanton, for that property known as 5 Graveswood Court in the Satyr Hill Estates subdivision of Baltimore County. The Petitioners/property owners herein seek a variance from Section 1B01.2.C.3 of the Baltimore County Zoning Regulations (BCZR) to allow a building to centerline of 48 ft., in lieu of the required 50 ft.; from Section V.B.6.a of the Comprehensive Manual of Development Policy (CMDP) to allow a window to street right of way with a setback of 23 ft., in lieu of the required 25 ft.; from Section V.B.6.b of the CMDP to allow a windowed wall with a setback as close as 12 ft., in lieu of the required 15 ft.; and to amend the Third Amended Final Development Plan of Satyr Hill Estates, lot No. 35. The property and relief sought are more particularly described on Petitioners' Exhibit No. 1, the plat to accompa-

The Petitioners having filed a Petition for Residential Variance and the subject property having been posted, and there being no request for a public hearing, a decision shall be rendered based upon the documentation

The Petitioners have filed the supporting affidavits as required by

Section 26-127 (b)(1) of the Baltimore County Code. Based upon the information available, there is no evidence in the file to indicate that the requested variance would adversely affect the health, safety or general welfare of the public and should, therefore, be granted. In the opinion of the Zoning Commissioner, the information, photographs, and affidavits submitted provide sufficient facts that comply with the requirements of Section 307.1 of the B.C.Z.R. Furthermore, strict compliance with the B.C.Z.R. would result in practical difficulty and/or unreasonable hardship upon the Petitioners.

Pursuant to the posting of the property and the provisions of both the Baltimore County Code and the Baltimore County Zoning Regulations, and for the reasons given above, the requested variance should be granted.

THEREFORE, IT IS ORDERED by the Zoning Commissioner for Baltimore County this 157 day of August, 1996 that the Petition for a Zoning Variance from Section 1B01.2.C.3 of the Baltimore County Zoning Regulations (BCZR) to allow a building to centerline of 48 ft., in lieu of the required 50 ft., be and is hereby GRANTED; and

IT IS FURTHER ORDERED that a variance from Section V.B.6.a of the Comprehensive Manual of Development Policy (CMDP) to allow a window to street right of way with a setback of 23 ft., in lieu of the required 25 ft., be and is hereby GRANTED; and.

IT IS FURTHER ORDERED that a variance from Section V.B.6.b of the CMDP to allow a windowed wall with a setback as close as 12 ft., in lieu of the required 15 ft., and to amend the Third Amended Final Development Plan of Satyr Hill Estates, lot No. 35, be and is hereby GRANTED, subject, however, to the following restriction:

> 1. The Petitioners are hereby made aware that proceeding at this time is at their own risk until such time as the 30 day appellate process from this Order has expired. If, for whatever

reason, this Order is reversed, the Petitioners would be required to return, and be responsible for returning, said property to its original

Zoning Commissioner

for Baltimore County

Baltimore County Government Zoning Commissioner
Office of Planning and Zoning

Suite 112 Courthouse 400 Washington Avenue Towson, MD 21204

(410) 887-4386

July 31, 1996

Mr. and Mrs. Paul J. Stanton 5 Graveswood Court Baltimore, Maryland 21234

> RE: Petition for Administrative Variance Case No. 97-1-A Property: 5 Graveswood Court

Dear Mr. and Mrs. Stanton:

Enclosed please find the decision rendered in the above captioned case. The Petition for an Administrative Variance has been granted, with restriction, in accordance with the attached Order.

In the event the decision rendered is unfavorable to any party, please be advised that any party may file an appeal within thirty (30) days of the date of the Order to the County Board of Appeals. If you require additional information concerning filing an appeal, please feel free to contact our Appeals Clerk at 887-3353.

Zoning Commissioner

LES:mmn

Petition for Administrative Variance to the Zoning Commissioner of Baltimore County for the property located at 5 (LANS WOOD CT. which is presently zoned DE-/

This Petition shall be filed with the Office of Zoning Administration & Development Management. The undersigned, legal owner(s) of the property situate in Baltimore County and which is described in the description and plat attached hereto and made a part hereof, hereby petition for a Variance from Section(s) 1001.2.6.3 (1976 FCZR) To allow a building to centerline of 48' in line of the required 50'. And Section V.B.G.a (CIDP) To allow window to street R/W with a netback of 23' in lieu of required 25'. And Section V.B.6.b. (CMEA') to allow a windowed wall a setback as close as 12' in lieu of the required 15'. And to amend the 3rd Amended FDP of Satry Hill of the Zoning Regulations of Baltimore County, to the Zoning Law of Baltimore County; for the following reasons: (indicate hardship or Estates.

1. BUILDER FLALED HOUSE TOO MICH TO ONE SIDE

2 STRUCTURE CONTAINS 2 CAR PARKING AS WELL AS STORAGE Property is to be posted and advertised as prescribed by Zoning Regulations. I, or we, agree to pay expenses of above Variance advertising, posting, etc., upon filing of this petition, and further agree to and are to be bound by the zoning regulations and restrictions of Baltimore County adopted pursuant to the Zoning Law for Baltimore County.

			I/We do solemnly declare and affirm, under the penalties of perjury, that I/we are the legal owner(s) of the property which is the subject of this Petition.
Contract Purchaser/Lessee:			Legal Owner(s):
			DAIN STANTON
Type or Print Name)			(Type or Print Nime)
			Hart I heard
Signature			Signature
			PATRICIA A STANTON
Address			(Type or Print Name)
			Patricia a Starta
City	State	Zpcode	Signature W 425-503
Attorney for Petitioner.			5 GRAVES WOOD CT 882-1940
Type or Print Name)			Address Phone No
			BALTIMOR M.D 21234 State Ziococe
Signature			City State Zipcode Name, Address and phone number of representative to be compacted.
			Paul Atanto
Address	Phone	No.	Name (AMP. 882-1440
City	State	Zipcode	Address Phone No.
City	State	∠ipcode	AGGIPSS FIIGHE NO.
4 Public Rearing having been re	quested and/or found	d to be required, it is orde	ered by the Zaning Commissioner of Baltimore County, this day of
		ichanian advantuad (nt required by the Coning Republications of Boltimore County, in two hearthcasts of Bethalor

that the subject matter of this petition be set for a public hearing, advertised, as required by the Zoning Regulations of Baltimore County. culation throughout Baltimore County, and that the property be reposted.

Affidavit in support of Administrative Variance

The undersigned hereby affirms under the penalties of perjury to the Zoning Commissioner of Baltimore County, as follows: That the information herein given is within the personal knowledge of the Affiant(s) and that Affiant(s) is/are competent to testify thereto in the event that a public hearing is scheduled in the future with regard thereto. That the Affiant(s) does/do presently reside at _5_ GRAVES WOOD COURT.

BALTIMORE M.D 21234
ZID COOLE That based upon personal knowledge, the following are the facts upon which I/we base the request for an Administrative STORAGE OF AUTOS AS WELL AS DIRECT

ENTRANCE INTO HOUSE FROM GARAGE STORAGE OF ALL LAWN EQUIPMENT (RIDING MOWER)

STORAGE OF ALL PATIO FUEDITURE IN WINTER

That Affiant(s) acknowledge(s) that if a protest is filed, Affiant(s) will be required to pay a reposting and advertising fee and

the Affiants(s) herein, personally known or satisfactorily identified to me as such Affiantt(s), and made oath in due form of law that the matters and facts hereinabove set forth are true and correct to the best of his/her/their knowledge and belief. AS WITNESS my hand and Notarial Seal.

My Commission Expires: NOTARY PUBLIC STATE OF MARYLAND

EXAMPLE 3 -- Zening Description

Three copies of the zoning description of your property are required. This is a sample to help you with the description - DO NOT USE THIS FORM FOR "FILL-IN THE BLANK". Type or print the description on 8-1/2" x 11" paper. COP!ES OF DEEDS CANNOT BE USED FOR THE DESCRIPTION. The zoning description must be in the

ZONING DESCRIPTION FOR 5 GRAVES WOOD CT

centerline of the nearest improved intersecting street <u>AUTUMN VICUI</u> WAY (name of street)

as recorded in Baltimore County Plat Book # 62, Folio # 103. containing 14,506. Also known as 5 6RATES WOOD CTO (property address)

and located in the 9 Election District, 6 Councilmanic District. *If your property is not recorded by Plat Book and Folio Number, then DO NOT attempt to use the Lot, Block and Subdivision description as shown, instead state: "As recorded in Deed

Liber Folio " and include the measurements and directions (metes and bounds only) here and on the plat in the Typical metes and bounds: N.87 12' 13" E. 321.1 ft., S.18 27' 03" E.87.2 ft., S.62 19' 00" W. 318 ft., and N.08 15' 22" W. 80 ft. to the place of beginning.

		ERTIFICATE OF POSTING EPARTMENT OF BARMORE COUNTY Townson, Maryland
	District 9th	Date of Posting 7/13/9 k
	Posted for: 27/67/2	
	Petitioner: Poul + Pot	
	Location of property: 5 Eristan	vail ct
	Location of Street Faction The	odulay on property being toned
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)	Signature	Data of return: //////
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BALTIMORE COUNTY NO OFFICE OF FINANCE VEI	NUE DIVISION	No. 97— _{/-}	2879	- CANO
DATE 7-1-96	ACCOUNT	2-001-615	7 :	. **
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